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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA, SOUTHERN DIVISION

TROY MELNEK ,

Plaintiffs,

vs.

LAS VEGAS METROPOLITAN POLICE
DEPARTMENT, JOSEPH LOMBARDO,
DIVISION OF PUBLIC AND
BEHAVIORAL HEALTH OF THE
DEPARTMENT OF HEALTH AND
HUMAN SERVICES, CODY PHINNEY, JO
MALAY, and DOES I – V, and ROE
CORPORATIONS I – V, inclusive

Defendants.

CASE NO. 2:23-cv-1303-GMN-VCF

**PROPOSED STIPULATION AND ORDER
TO EXTEND TIME FOR DEFENDANT
TO FILE REPLY TO PLAINTIFF'S
RESPONSES (ECF No. 12 and ECF No. 13)
TO DEFENDANT'S MOTION TO
DISMISS (ECF 8) AND MOTION FOR
SUMMARY JUDGMENT (ECF No. 9)**

(FIRST REQUEST)

Plaintiff Troy Melnek, ("Plaintiff"), by and through his undersigned counsel of record, and
Defendants Las Vegas Metropolitan Police Department and Joseph Lomardo ("Defendants"), by
and through their undersigned counsel of record, hereby stipulate and agree, subject to the Court's
approval, as follows:

1. On November 17, 2023, Defendants filed a Motion to Dismiss Plaintiff's
Complaint (ECF No. 8);

2. On November 17, 2023, Defendants filed a Motion for Summary Judgment
Pursuant to FRCP 56(d) (ECF No. 9)

3. Plaintiff timely filed his Responses (ECF No. 12 and ECF No. 13) on November 30, 2023.

4. Due to the complexity of the issues, Defendants require additional time to file their reply brief, from the current deadline of December 7, 2023 through and including December 21, 2023.

The parties to this action are not making this request for the purpose of unduly delaying the trial in this matter. This is the first stipulation for extension of time to file Defendant's Reply to Plaintiff's Opposition to Defendant's Motion to Dismiss and Motion for Summary Judgment Pursuant to FRCP 56(d).

DATED this 5th day of December, 2023.

DATED this 5th day of December, 2023.

LEWIS BRISBOIS BISGAARD & SMITH

LAW OFFICE OF DAVID SAMPSON

/s/ Robert W. Freeman

/s/ David F. Sampson

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Attorney for Defendants

ORDER

IT IS SO ORDERED:

Dated this 5 day of December, 2023.

UNITED STATES DISTRICT JUDGE